

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS

DEC 11 2014

BY DAVID J. MALAND, CLERK
DEPUTY

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS

DAVID M. WETHY
(Plaintiff)

vs

Case No. 4:14cv809

CASH STORE / THE CASH STORE
(Defendant)

MOTION TO PROCEED IN FORMA PAUPERIS

I, plaintiff, DAVID M. WETHY,
respectfully moves this Honorable Court for leave to proceed in this matter without payment of
fees, costs, or security.

Attached hereto is an affidavit in support of my motion to proceed in forma pauperis.

Respectfully submitted,

Plaintiff

Address

Phone

David M. Wethy
P.O. Box 271192
Flower Mound TX
75027
972 691- 1500

Date 12-11-14

AFFIDAVIT IN SUPPORT OF MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

INSTRUCTIONS: Complete all questions in this affidavit and then sign it. Do not leave any blanks. If the answer to a question is "0", "none", or "not applicable (NA)", write in that response. If you need more space to answer a question or to explain your answer, attach a separate sheet of paper identified with your name, your case's docket number, and the question number.

1. Are you presently employed? YES _____ NO X

(a) If the answer is "YES", state the amount of your gross salary or wages per month and give the name and address of your employer.

\$ _____ per month

Employer _____

(b) If the answer is "NO", state the date of last employment and the amount of the gross salary and wages per month which you received.

\$ 7,500 per month

Employer New Vision Value Homes Inc / 2012

2. Is your spouse presently employed? YES _____ NO X

If the answer is "YES", state the gross amount of his/her salary or wages per month and give the name and address of his/her employer.

\$ _____ per month

Employer _____

3. Have you or your spouse received within the past twelve (12) months any money from any of the following sources:

- (a) Business, profession, or form of self-employment? YES _____ NO X
- (b) Rent payment, interest or dividends? YES X NO _____
- (c) Pensions, annuities, or life insurance payment? YES _____ NO X
- (d) Gifts or inheritances? YES _____ NO X
- (e) Any other sources? YES X NO i

If the answer to any of the above questions is "YES", describe each source of money and state the amount received from each during the last twelve (12) months and by whom.

Tenant - 12,000

Tenant - 12,000

Rent Payment by friend in the Amount of \$2500 Per month for the last 5 months

4. How much cash do you and your spouse have? \$ 50,000

5. List any money you or your spouse have in bank accounts or in any other financial institution and the name of the financial institution.

NONE

6. List the assets and the values which you or your spouse own. Do not list clothing and ordinary household furnishings.

Home Address NONE

Value of Home NONE

Motor Vehicle #1 Make, Year, Model 2002 BMW

Value of Motor Vehicle #1 4-5 K. not sure

Motor Vehicle #2 Make, Year, Model 2008 Chevy Avalanche which Title is currently being held
Value of Motor Vehicle #2 12,000 K

7. Do you or your spouse own any other real estate, stocks, bonds, notes, automobiles, or other valuable property not listed above (excluding ordinary household furnishings and clothing)?
YES _____ NO X

If the answer is "YES", describe the property and state its approximate value.

8. List the persons who are dependent upon you or your spouse for support, state your relationship to those persons, and indicate how much you contribute toward their support.

None

9. Do you expect any major changes to your spouse's monthly income or expenses or in your or your spouse's assets or liabilities during the next 12 months?
YES _____ NO X

If yes, describe below or on an attached sheet.

10. Estimate the average monthly expenses of you and your family. If different, list separately the amounts paid by your spouse.

Rent or home-mortgage payment 2,500 Rent

Utilities (electricity, heating fuel, water, sewer, and phone) 2,000

Home maintenance (repairs and upkeep) None

Food 600

Clothing None in the last 6 months

Laundry and dry-cleaning 50.00

Medical and dental expenses none

Transportation (not including motor vehicle payments) 300 per month

Recreation, entertainment, newspapers, magazines, etc. None

Insurance (not deducted from wages or include in mortgage payments)

Homeowner's or renter's insurance None

Life insurance None

Health insurance None

Motor vehicle insurance None currently

Other insurance None

Taxes (not deducted from wages or included in mortgage payments) None

Installment payments

Motor vehicle None

Credit card None

Department store credit card None

Other installment payments None

Alimony, maintenance and support paid to others None

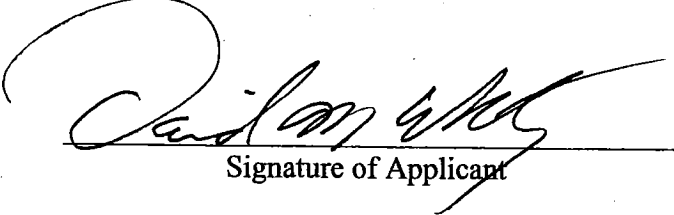
Regular expenses for operation of business, profession, or farm (attach a detailed statement) None

Other expenses None

11. Provide any other information that will help explain why you cannot pay the filing fees for your case.

We have been struggling with getting by for the last 6 months or so.

I swear or affirm under penalty of perjury that, because of my poverty, I cannot prepay the filing fees of my case. I believe that I am entitled to redress. I swear or affirm under penalty of perjury under United States laws that my answers on this form are true and correct.
(28 U.S.C. 1746, 18 U.S.C. 1621)


Signature of Applicant